

REMARKS

This amendment is being filed in reply to the Office Action of February 24, 2006 a reply to which was due without payment of additional fee or Request for Extension of Time by May 24, 2006.

In the previous Office Action a restriction requirement was set forth. The Applicants elected group I, claims 1-3, 9-18, 50, 52, 56 and 59, drawn to a process of perfuming a surface, classified in class 510, subclass 101. In addition, Applicants were required to elect a species for the purpose of search, Applicants elected ethylene vinyl acetate polymer.

On May 24, 2006, Applicants' representative, Elizabeth M. Quirk, discussed with Examiner Hardee by telephone the grouping of the claims based on the Applicants' election in the previous Office Communication. The Examiner and Applicants' representative determined that Claims 50, 52, 56 and 59 were improperly acknowledged as allowable subject matter and that no search was conducted on these Claims since they are directed to a non-elected species. By this Amendment Claims 16-18 are currently amended and Claims 1-15, 19-59 are cancelled

Applicants' election is without prejudice and Applicants reserve the right to file one or more divisional applications directed to the cancelled claims.

Applicants note with appreciation the Examiner's determination of patentable subject matter. The Examiner stated that Claims 16-18 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations. In view of this objection Applicants have amended Claims 16-18 to include all the limitations of the intervening claims and recite the elected polymer.

In view of the foregoing arguments, it is believed that the present application is now in condition for allowance and a favorable action on the merits is respectfully requested.

Early and favorable consideration of the pending claims is respectfully requested.

Respectfully submitted,

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